

DAVID TYKULSKER & ASSOCIATES  
161 Walnut Street  
Montclair, New Jersey 07042  
(973) 509-9292 (phone)  
(973) 509-1181 (facsimile)  
david@dtesq.com  
Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

FELIPE ROMERO, JOSE PANI, :  
JUSTINO ROMERO, PLACIDO :  
ROMERO, JUAN JOSE ROMERO, :  
IRMA JUAREZ, GERMAN ROMERO, :  
BULMARO ARENAS, ALTAGRACIA :  
MERCED AND MARIA CORONA, on :  
behalf of themselves and all others :  
similarly situated, :

Plaintiffs, :

-vs- :

FLAUM APPETIZING CORP., MOSHE :  
GRUDHUT, and "UNKNOWN FLAUM :  
MANAGERS 1-5"(Names Being :  
Fictitious), :

Defendants. :

Civil Action No. 07-cv-7222

**NOTICE OF MOTION**

To: Jeffrey A. Meyer, Esq.  
KAUFFMAN, DOLOWICH & VOLUCK, LLP  
135 Crossways Park Drive, Suite 201  
Woodbury, NY 11797

**PLEASE TAKE NOTICE THAT** at such date and time as the Court may direct, plaintiffs will move the Hon. Barbara S. Jones, U.S.D.J., for the entry of an Order pursuant to Fed.R.Civ.P. 4(d)(5), granting plaintiffs their costs for effecting service and a reasonable attorney's fee for

obtaining such costs. In support thereof, plaintiff submits the Affidavit of David Tykulsker, Esq., a Statement that no brief is necessary and a proposed form of Order. Oral argument is not requested.

**PLEASE TAKE FURTHER NOTICE** that unless timely responsive papers are filed and served, the Court may enter the proposed form of Order without further notice to you.

/s/

---

David Tykulsker, Esq.  
David Tykulsker & Associates  
161 Walnut St.  
Montclair, NJ 07042  
(973) 509-9292 - telephone  
(973) 509-1181 - facsimile  
David@dtesq.com - email

Dated: March 7, 2008